

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Art Unit	: 1733	Customer No. 035811
Examiner	: Caitlin Anne Fogarty	
Serial No.	: 10/583,220	Docket: JFE-06-1129
Filed	: June 16, 2006	
Inventors	: Atsushi Miyazaki	Conf. No.: 7655
	: Yasushi Kato	
	: Osamu Furukimi	
Title	: FERRITIC Cr-CONTAINED STEEL	
		Dated: March 9, 2011

RESPONSE

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is submitted in response to the Official Action dated October 15, 2010.

Claims 13-17, 20 and 21 stand rejected under 35 USC §103 over Kawabata. The Applicants respectfully submit that Kawabata is inapplicable. The rejection provides several reasons why the Applicants' Response filed on August 25, 2010 is insufficient. The Applicants submit the following points for consideration.

The rejection states, among other things, that Figs. A-C previously submitted are not "evidence in the record." The Applicants disagree. The Applicants' prior Response made it clear that Figs. A-C were taken from the Applicants' specification and drawings on the one hand and Kawabata on the other hand. Thus, as a result, the Applicants respectfully submit that figures constructed from facts already on the record are in and of themselves factual evidence. Thus, the Applicants respectfully submit that Figs. A-C constitute facts on the record.

In any event, the Applicants enclose a Declaration of Mr. Yasushi Kato, a co-inventor herein, which includes the aforementioned Figs. A-C and explains that he personally constructed them.